

New Hampshire Council on Resources and Development

Office of Energy and Planning
57 Regional Drive, Concord, NH 03301
Voice: 603-271-2155 | Fax: 603-271-2615



TDD Access: Relay NH
1-800-735-2964

MEMORANDUM

TO: CORD Members and Other Interested Parties Michael J. Cryans, Chair
Grafton County Board of Commissioners
3855 Dartmouth College Highway
North Haverhill, NH 03774

Michael Clark, Chairman
Town of Warren Board of Selectmen
P.O. Box 40
Warren, NH 03279

Kimon Koulet, Executive Director
Lakes Region Planning Commission
103 Main Street, Suite 3
Meredith, NH 03253

FROM: Jennifer Czysz, Senior Planner

DATE: February 21, 2007

SUBJECT: *State Owned Land, Surplus Land Review, Town of Warren, NH
SLR 07-002*

RESPONSE DATE: March 28, 2007

Please review the attached information to determine if your agency has any interest in this transaction. If there is an interest, please notify this office of your intent in writing by the response date indicated above. The Council on Resources and Development will consider the request at the next meeting following the comment period. If the comment period has not closed by the date of the next meeting, any actions by CORD will be subject to completion of the comment period with no adverse comments received. Further information regarding upcoming CORD meetings may be obtained at: <http://www.nh.gov/oep/programs/CORD/>.

The Department of Cultural Resources is asked to review this request in accordance with RSA 227-C:9.

Members of the Public Water Access Advisory Board are asked to review this request in accordance with RSA 233-A.

The Lakes Management and Protection Program, through the Lakes Coordinator, is asked to review this request in accordance with RSA 483-A:5, II.

The Rivers Management and Protection Program, through the Rivers Coordinator, is asked to review this request in accordance with RSA 483:8, VI and 14.



Lee E. Perry
Executive Director

Daniel R. Lynch
Assistant Director


New Hampshire Fish and Game Department

11 Hazen Drive, Concord, NH 03301-6500
Headquarters: (603) 271-3421
Web site: www.wildlife.state.nh.us

TDD Access: Relay NH 1-800-735-2964
FAX (603) 271-1438
E-mail: info@wildlife.state.nh.us

STATE OF NEW HAMPSHIRE INTER-DEPARTMENT COMMUNICATION

February 20, 2007

From: Robert Fawcett, Hatchery Supervisor 
Fish & Game Department

Subject: Surplus Land Review,
Warren Fish Hatchery

To: Amy Ignatius, Director
Office of Energy and Planning

The Fish and Game Department has received a request from New Hampshire Electric Cooperative, Inc. (NHEC) for an electrical utility easement for the purpose of installing one (1) power pole and associated wires at the Warren Fish Hatchery, Warren, NH.

Based on an on-site inspection, Department personnel have determined that the surplus of these rights would result in no detrimental effect to the public land.

The New Hampshire Fish and Game Warren Fish Hatchery is being required to meet new Environmental Protection Agency standards. In order to meet these more stringent EPA requirements all of the piping at the Department's hatcheries must be consolidated into a single point discharge. In order to do this at Warren Hatchery the piping will need to be reconfigured to a single point which will be to an enclosed building that requires power.

Please submit this request to the Council on Resources and Development to determine if this land is surplus to the needs and interests of the State.

Feel free to contact me with any questions.

Enc.

cc: Daniel Lynch, Assistant Director

RECEIVED

FEB 21 2007

OFFICE OF ENERGY
AND PLANNING

Conserving New Hampshire's wildlife and their habitats since 1865.

Council on Resources and Development

REQUEST FOR SURPLUS LAND REVIEW ACTION

Name of Requesting Agency: NH Fish and Game Department

Location of Property: Warren Fish Hatchery, Warren NH

Acreage: n/a

Term of Lease: perpetual

Requested Action: Grant an "Electric Utility Easement" as depicted on the attached maps.

Agency Contact Person: Betsey McNaughten, Land Agent, 271-6640

Please provide the following information, if known, about the property. Attach map(s) showing the location of the property.

1. **What is the current use of this property?** Fish Hatchery and Visitor Center
2. **What is the proposed use of this property?** For the placement of a utility pole that will support electric service to run a refrigerator, lighting, pump and to maintain the composite sampling unit at 4° C. year round.
3. **Are there any structures located on this property?** YES **If so, how many and what kind.** Proposed composite sampling station and settling basins.
4. **Are there water resources related to this property? If so, please indicate the size or extent of such resources.** Yes. Patch Brook and Baker River, Warren, NH.
5. **Please list any other significant resources known to be located on this property.**
None
6. **Was this property purchased with Federal Highway Funds?** ____ Yes X No
7. **Is access to this property available?** X Yes ____ No **(from rail or water, otherwise across applicant's property)** This property is accessible off Route 25, near Hatchery Road.
8. **Request has been cleared for Historic Resources?** ____ Yes X No

STATE OF NEW HAMPSHIRE
Inter-department Communication

To: Betsey McNaughten, Land Agent
New Hampshire Fish and Game Department

From: K. Allen Brooks, Assistant Attorney General
New Hampshire Department of Justice

Re: Right of Easement – N.H. Fish and Game Warren Fish Hatchery

I have reviewed and approve as to form and substance the Right of Easement from the NH Fish and Game Department to the New Hampshire Electric Cooperative, as outlined in your memo dated February 7, 2007, for the Warrant Fish Hatchery, Warren, New Hampshire.

Dated

2/12/7

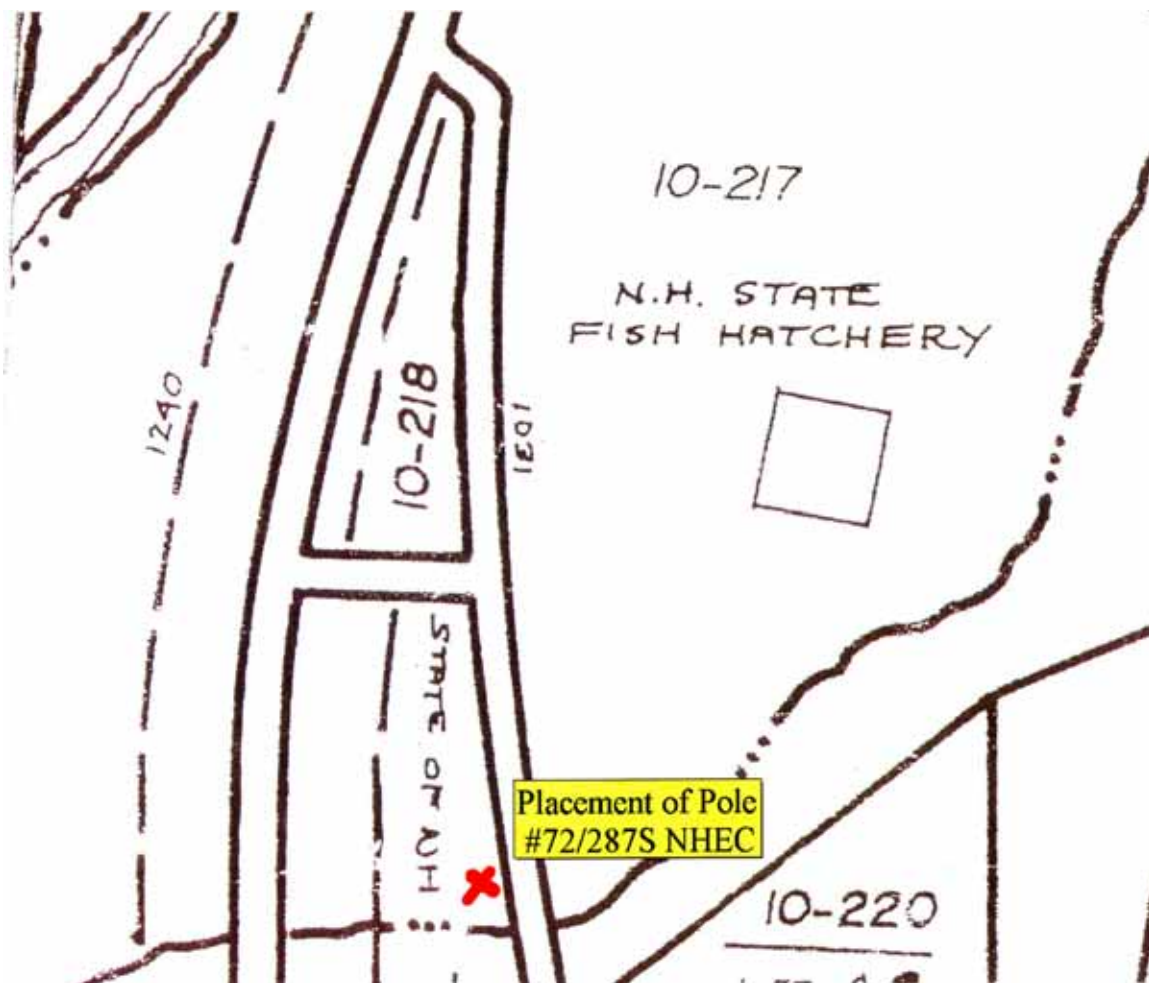
K. Allen Brooks, Esq.
Assistant Attorney General



North View



South View



Warren Fish Hatchery
Proposed Easement for New Hampshire Electric Cooperative, Inc.



← = Approximate Location of Easement

Right of Easement

W.O. # 2232321

I/We NH FISH & GAME

of 11 HAZEN DR. CONCORD

State of NEW HAMPSHIRE 03301 (unmarried) (husband and wife) (hereinafter "Grantor") for consideration paid, grant to the NEW HAMPSHIRE ELECTRIC COOPERATIVE, INC., 579 TENNEY MOUNTAIN HIGHWAY PLYMOUTH, NEW HAMPSHIRE 03264, a New Hampshire corporation, and: VERIZON NEW ENGLAND, INC., with its principal place of business at 185 Franklin St., Boston, Massachusetts, 02110, a New York Corporation; their respective successors and assigns forever (hereinafter "Grantee") with warranty covenants, the RIGHT and EASEMENT to construct, repair, operate, maintain, patrol, replace and remove overhead and underground lines consisting of wires, ducts, cables, poles, and other apparatus necessary for the transmission and distribution of electricity and/or telephone service on, over and under my/our land in New Hampshire,

More particularly described in deed recorded in Registry of Deeds at Book 1032 Page 143

Land in the city/town of WARREN County of GRAFTON New Hampshire

On the WEST side of CARR MOUNTAIN RD

Bounded northerly by land of Town of Warren southerly by land of Town of Warren

easterly by land of NH Fish & Game and westerly by land of Route 25

For setting pole/pad # 72/287S

For extending underground service from pole/pad #

This conveyance shall include the right to clear and keep clear a right-of-way of all trees and underbrush by such means as the grantee may select and to cut down, as needed, all dead, weak, leaning or dangerous trees that may exist outside of the right of way, but are tall enough to strike the wires in falling. The location of said right-of-way shall be determined by mutual consent and become permanent upon installation of said lines.

The width of right-of-way shall not exceed 15 Ft., each side of pole and/or ditch line. Necessary guy wires and anchors may be located beyond the cleared area.

In the event it becomes necessary to disturb the pavement/landscaping above underground conductors for maintenance purposes the grantor(s), directors, successors or assigns will be responsible for the same.

The grantor shall continue to enjoy use of the property for any purpose not adverse to the grantee's rights. Planting of trees, building of structures or storage of lumber and/or other materials within the granted right-of-way shall not be undertaken without the grantee's knowledge and consent. The Grantee agrees to make reasonable modification of the lines within the grantor's property at the grantor's expense to accommodate future needs of the grantor in the use of the property.

The grantor(s) release to the grantee(s) all right and dower/curtesy, homestead, and other interests in the rights and easements hereby conveyed

Witness my/our hand(s) and seal(s) this _____ day of _____ 20 _____

GRANTOR'S SIGNATURE

GRANTOR'S SIGNATURE

(Printed or typewritten copy of signature)

(Printed or typewritten copy of signature)

State of _____ County of _____ **This Area For Notary Use Only**

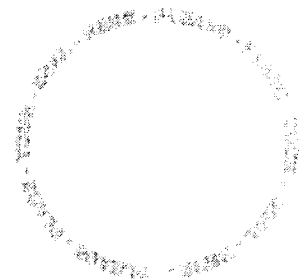
On this _____ day of _____ 20 _____

Before me the undersigned officer personally appeared.

known to me (or satisfactorily proven) to be the person(s) whose name(s) is/are subscribed to the within instrument that he executed the same for the purpose therein contained. In witness whereof I hereunto set my hand and official seal.

(Notary Public/Justice of the Peace)

(My commission expires)



APPROVALS

COUNCIL ON RESOURCES AND DEVELOPMENT

Approval date _____

LONG RANGE CAPITAL PLANNING AND UTILIZATION COMMITTEE

Approval date _____

NEW HAMPSHIRE GOVERNOR AND EXECUTIVE COUNCIL:

Approval Date: _____ Item #: _____

Approved by the NEW HAMPSHIRE DEPARTMENT OF JUSTICE as to form, substance, and execution
on this _____ day of _____, 2007;

Assistant Attorney General